

08/31/98  
1c57a U.S. PTO

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PTO/SB/05 (12/97)  
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## UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 002933.P001C

Total Pages 5

First Named Inventor or Application Identifier Thomas C. Kuracina, et al.

Express Mail Label No. EL034163855US

1c540 U.S. PTO  
09/14/98  
08/31/98

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. X Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. X Specification (Total Pages 117)  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claims
  - Abstract of the Disclosure
3. X Drawings(s) (35 USC 113) (Total Sheets 38)
4. X Oath or Declaration (Total Pages 5) Signed
  - a.      Newly Executed (Original or Copy)
  - b. X Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed) (**Note Box 5 below**)
  - i.      DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
5. X Incorporation By Reference (useable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6.      Microfiche Computer Program (Appendix)
7.      Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.      Computer Readable Copy
  - b.      Paper Copy (identical to computer copy)
  - c.      Statement verifying identity of above copies

09144398-083198

## ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & documents(s))
9. ☐ a. 37 CFR 3.73(b) Statement (where there is an assignee)
- ☐ b. Power of Attorney
10. ☐ English Translation Document (if applicable)
11. ☒ a. Information Disclosure Statement (IDS)/PTO-1449
- ☒ b. Copies of IDS Citations (front page only)
12. ☒ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
14. ☐ a. Small Entity Statement(s)
- ☒ b. Statement filed in prior application, Status still proper and desired
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Other: Postcard and Certificate of Express Mailing
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

17. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:
- ☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)
- of prior application No: 08/807,328

**18. Correspondence Address**

☐ Customer Number or Bar Code Label \_\_\_\_\_

(Insert Customer No. or Attach Bar Code Label here)

or

☒ Correspondence Address Below

NAME Tim L. Kitchen 41,900

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## FEE TRANSMITTAL

TOTAL AMOUNT OF PAYMENT (\$) 1795.00

Complete if Known:

Application No. Not Yet Assigned  
Filing Date Herewith  
First Named Inventor Thomas C. Kuracina et al.  
Group Art Unit Not Yet Assigned  
Examiner Name Not Yet Assigned  
Attorney Docket No. 002933.P001C

### METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666  
Deposit Account Name \_\_\_\_\_

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.131(b)

2. ☒ Payment Enclosed  
☒ Check  
\_\_\_\_\_ Money Order  
\_\_\_\_\_ Other

### FEE CALCULATION (fees effective 10/01/97)

#### 1. FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
101	790	201	395	Utility application filing fee	<u>395.00</u>
106	330	206	165	Design application filing fee	_____
107	540	207	270	Plant filing fee	_____
108	790	208	395	Reissue filing fee	_____
114	150	214	75	Provisional application filing fee	_____
SUBTOTAL (1)					<u>\$ 395.00</u>

#### 2. CLAIMS

			Extra		Fee from below		Fee Paid
Total Claims	<u>135</u>	- 20	=	<u>115</u>	<u>11.00</u>	=	<u>1265.00</u>
Independent Claims	<u>3</u>	- 3	=	<u>0</u>	<u>41.00</u>	=	<u>0.00</u>
Multiple Dependent Claims				<u>3</u>	<u>135.00</u>	=	<u>135.00</u>

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
103	22	203	11	Claims in excess of twenty	<u>1265.00</u>
102	82	202	41	Independent claims in excess of 3	<u>0</u>
104	270	204	135	Multiple dependent claim	<u>135.00</u>
109	82	209	41	Reissue independent claims over original patent	_____
110	22	210	11	Reissue claims in excess of 20 and over original patent	_____
SUBTOTAL (2)					<u>\$1400.00</u>

# **FEE CALCULATION (continued)**

## **3. ADDITIONAL FEES**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Fee Code</u>	<u>Fee (\$)</u>	<u>Fee Code</u>	<u>Fee (\$)</u>		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for response within first month	
116	400	216	200	Extension for response within second month	
117	950	217	475	Extension for response within third month	
118	1,510	218	755	Extension for response within fourth month	
128	2,060	228	1,030	Extension for response within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive unavoidably abandoned application	
141	1,320	241	660	Petition to revive unintentionally abandoned application	
142	1,320	242	660	Utility issue fee (or reissue)	
143	450	243	225	Design issue fee	
144	670	244	335	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	790	246	395	For filing a submission after final rejection (see 37 CFR 1.129(a))	
149	790	249	395	For each additional invention to be examined (see 37 CFR 1.129(a))	
Other fee (specify) _____					
Other fee (specify) _____					
<b>SUBTOTAL (3)\$</b> _____					

\*Reduced by Basic Filing Fee Paid

## **SUBMITTED BY:**

Typed or Printed Name: Tim L. Kitchen

Signature Tim L. Kitchen Date 9/31/98

Reg. Number 41,900 Deposit Account User ID \_\_\_\_\_  
(complete if applicable)

867E80" 86E44T60

## **EXPRESS MAIL CERTIFICATE OF MAILING**

"Express Mail" mailing label number: EL034163855US

Date of Deposit: August 31, 1998

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

SHERRI L. Quattrin

(Typed or printed name of person mailing paper or fee)

Sherrie L. Quattrin

(Signature of person mailing paper or fee)

8-31-98

(Date signed)

Appn. No. \*\*\* Filing Date Herewith BSTZ Docket# 002933.P001C Atty/Secy TLK/siq  
Date Mailed 8/31/98 Docket Due Date \*\*\* Client INJECTIMED, INC.

Title NEEDLE TIP GUARD FOR HYPODERMIC NEEDLES

Inventor(s) Kuracina, Ohnemus, Smith, Cohen

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- |  |  |
|--|--|
| <input type="checkbox"/> Amendment/Response (___ pgs)                                | <input type="checkbox"/> Disclosure Docs & Inv's Signed Ltr                                      |
| <input type="checkbox"/> Amendment/Response After Final (___ pgs)                    | <input checked="" type="checkbox"/> Drawings: <u>38</u> sheets, <u>148</u> figures               |
| <input type="checkbox"/> Appeal Brief & two copies (___ pgs each)                    | <input checked="" type="checkbox"/> Information Disclosure Statement & PTO-1449 ( <u>13</u> pgs) |
| <input type="checkbox"/> Application - Rule 1.53 Utility (___ pgs)                   | <input type="checkbox"/> Issue Fee Transmittal   |
| <input checked="" type="checkbox"/> Application - Rule 1.53b Cont. ( <u>117</u> pgs) | <input type="checkbox"/> Notice of Appeal  |
| <input type="checkbox"/> Application - Rule 1.60 (___ pgs)                           | <input type="checkbox"/> Petition for Extension of Time: (___ pgs)                               |
| <input type="checkbox"/> Application - Rule 1.62 (___ pgs)                           | <input type="checkbox"/> Petition for: (___ pgs)   |
| <input type="checkbox"/> Application - Design (___ pgs)                              | <input type="checkbox"/> Power of Attorney (___ pgs)   |
| <input type="checkbox"/> Application - PCT (___ pgs)                                 | <input checked="" type="checkbox"/> Preliminary Amendment ( <u>19</u> pgs)                       |
| <input type="checkbox"/> Assignment & Cov. (___ pgs)                                 | <input type="checkbox"/> Reply Brief (___ pgs)   |
| <input checked="" type="checkbox"/> Certificate of Mailing                           | <input type="checkbox"/> Response to Notice of Missing Parts (___ pgs)                           |
| <input checked="" type="checkbox"/> Express Mail No. <u>EL034163855US</u>            | <input type="checkbox"/> Small Entity Declaration for Indep. Inven/Sm. Business                  |
| <input checked="" type="checkbox"/> Declaration & POA <u>Signed</u> ( <u>5</u> pgs)  | <input type="checkbox"/> Transmittal Letter (original & copy)                                    |
| <input checked="" type="checkbox"/> Other <u>First page of all cited artwork</u>     | <input checked="" type="checkbox"/> Check No. <u>24050</u> Amount <u>\$1,795.00</u>              |
|  | <input type="checkbox"/> Check No. _____ Amount _____  |
|  | <input type="checkbox"/> Check No. _____ Amount _____  |